

1
2
3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**

5 * * *

6 VICTORIA JOY GODWIN,
7 Plaintiff,

8 v.

9 SENIOR GARDEN APARTMENTS, ET AL.,
10 Defendants.

Case No. 2:17-cv-02178-MMD-DJA

ORDER

11 This matter is before the Court on Plaintiff's Motion to Amend Complaint (ECF No. 64)
12 and Re-Submitted Motion for Amending Complaint (ECF No. 65), both filed on July 20, 2020.
13 The Court previously screened Plaintiff's Third Amended Complaint and permitted some causes
14 of action to proceed while recommending that some be dismissed. (ECF No. 36). Its
15 recommendation was adopted by the District Judge and her sixth and seventh claims were
16 dismissed. (ECF No. 42). Further, Plaintiff requests to reconsider that Order of dismissal was
17 denied. (ECF No. 61).

18 Now Plaintiff files two Motions requesting revision of the operative Third Amended
19 Complaint to comply with the Court's Order of dismissal of her sixth and seventh claims.
20 However, neither of her Motions actually attach a proposed fourth amended complaint. Plaintiff
21 has previously been told by the Court that if she chooses to file an amended complaint, the
22 amended complaint shall be complete in and of itself, without reference to the previous
23 complaint, as required by Local Rule 15-1. Without such a proposed pleading to review, there is
24 nothing for the Court to screen in order to determine if she may proceed with the amendment

25 Further, Plaintiff appears to be under the mistaken assumption that she needs to revise the
26 operative Third Amended Complaint simply because the Court dismissed two claims. There is no
27 need to revise it just to delete those claims. The Court's Order of dismissal serves to provide
28

1 Defendants with notice, after they are served, that those claims are no longer part of this case.
2 Nevertheless, if Plaintiff seeks to add or remove factual allegations or even claims, she may do so
3 by filing a complete, proposed Fourth Amended Complaint within 30 days of this Order.

4 This matter is also before the Court on Plaintiff's Motion/Notification of Procedural
5 Anomalies Requiring Clarification (ECF No. 66), filed on July 23, 2020. The Court will deny her
6 request. She lists a variety of items in which she seeks clarification such as cm/ecf generated
7 deadlines and filing procedures. The Court will not issue an advisory opinion on her requests nor
8 can it provide her with guidance with how to prosecute her case. She should seek out advice of
9 counsel to the extent she has questions with how to proceed with the litigation.


10 **ORDER**

11 **IT IS THEREFORE ORDERED** that Plaintiff's Motion Amend Complaint (ECF No.
12 64) is **denied without prejudice**.

13 **IT IS FURTHER ORDERED** that Plaintiff's Re-Submitted Motion for Amending
14 Complaint (ECF No. 65) is **denied without prejudice**.

15 **IT IS FURTHER ORDERED** that Motion/Notification of Procedural Anomalies
16 Requiring Clarification (ECF No. 66) is **denied**.

17
18 DATED: August 10, 2020

19 
20 _____
21 DANIEL J. ALBREGTS
22 UNITED STATES MAGISTRATE JUDGE
23
24
25
26
27
28